

# JOURNAL OF THE HOUSE.

Monday, February 24, 2014.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag. Pledge of  
allegiance.

## *Message from the Governor.*

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to authorizing the town of Scituate to establish the date of its annual town election (House, No. 3911), was filed in the office of the Clerk on Friday, February 21. Scituate,—  
election.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Election Laws. Sent to the Senate for concurrence.

## *Resolutions.*

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Rushing of Boston) congratulating Marian B. Seay on the occasion of her retirement as the Conference President of the Lay Council of Boston and the New England Conference of the African Methodist Episcopal Zion Church; Marian B.  
Seay.

Resolutions (filed by Messrs. Cutler of Duxbury and Calter of Kingston) congratulating Nancy M. Oates on the occasion of her retirement; Nancy M.  
Oates.

Resolutions (filed by Mr. McMurtry of Dedham) recognizing Pediatric Nurse Practitioner Week; Pediatric Nurse  
Practitioners.

Resolutions (filed by Messrs. Rogers of Norwood, Kafka of Stoughton and McMurtry of Dedham) commending Jean L. Hogan on her distinguished and dedicated career as a public servant; and Jean L.  
Hogan.

Resolutions (filed by Ms. Story of Amherst) congratulating the University of Massachusetts Amherst Department of Music and Dance on its seventy-fifth anniversary; UMass  
Amherst,—  
Music and  
Dance  
Department.

Mr. Binienda of Worcester, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. O'Day of West Boylston, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

## *Papers from the Senate.*

### Senate bills

Authorizing the town of Webster to issue 1 additional license for the sale of all alcoholic beverages to be drunk on the premises of 41 Worcester road (Senate, No. 1989) (on a petition) [Local Approval Received]; and Webster,—  
liquor  
license.

Webster,—  
liquor  
licenses.

Authorizing the town of Webster to issue 5 additional alcoholic beverage licenses to be drunk on the premises located in a specific area, known as “Downtown Webster 2010 Slum and Blight Inventory” (Senate, No. 1990) (on a petition) [Local Approval Received];

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, reported that the matters be scheduled for consideration by the House; and, under said rule, they were placed in the Orders of the Day for the next sitting for a second reading.

Boston,—  
Edward  
Grace.

A petition (accompanied by bill, Senate, No. 2002) of Sal N. DiDomenico and Boston City Councilor Sal LaMattina (with the approval of the mayor and city council) for legislation to direct the city of Boston Police Department to waive the maximum age requirement for police officer Edward Grace, was referred, in concurrence, to the committee on Public Service.

#### *Reports of Committees.*

Marycatherin  
Paniss.

By Mr. Michlewitz of Boston, for the committee on Public Service, on a petition, a Bill [sic] sick leave bank for Marycatherin Paniss (House, No. 3900).

Tracy Longvall-  
Rivera,—  
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Tracy Longvall-Rivera, an employee of the Department of Youth Services (House, No. 3904).

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton for said committee reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, in each instance, on motion of the same member, the bills were read a second time forthwith; and they were ordered to a third reading.

Agency  
operations.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to operating agencies (House, No. 12), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 3908). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Schools,—  
bullying.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to bullying in schools (House, No. 3721), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 3909). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill to provide low interest loans to families with a child suffering from a terminal illness (House, No. 95). Low interest loans.

By the same member, for the same committee, on a petition, a Bill ensuring equal access to services for all residents of the Commonwealth (House, No. 147). Services,—equal access.

By the same member, for the same committee, on a petition, a Bill to establish an office of youth development (House, No. 160). Office of youth development.

By the same member, for the same committee, on House, No. 154, a Bill relative to abusive practices to change sexual orientation and gender identity in minors (House, No. 3907). Minors,—orientation.

By Mr. O'Day of West Boylston, for the committee on Elder Affairs, on a petition, a Bill providing for Alzheimer's and related disorders education and training for employees of assisted-living facilities (House, No. 539). Alzheimer's education and training.

By the same member, for the same committee, on a petition, a Bill regarding residential habilitation (House, No. 555). Residential habilitation.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. O'Day of West Boylston, for the committee on Elder Affairs, on Senate, No. 285 and House, No. 543, a Bill creating a special commission on institutional long term care (House, No. 543). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently. Institutional long term care.

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill regarding the appropriate and safe placement for certain children (House, No. 115, changed in section 1, in line 1, by striking out the year "2010" and inserting in place thereof the year "2012"). Children,—safe placement.

By the same member, for the same committee, on a petition, a Bill relative to the authority of the Disabled Persons Protection Commission (House, No. 121). Disabled persons.

By the same member, for the same committee, on a petition, a Bill to prevent homelessness among recipients of transitional assistance (House, No. 143). Homelessness,—prevention.

By the same member, for the same committee, on House, No. 116, a Bill relative to state agency assessment for safe and appropriate placement for certain children (House, No. 3906). Children,—safe placement.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill designating a certain bridge in the city of Boston as the PFC Alvin Richard Gale memorial bridge (House, No. 3774). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Boston,—Gale bridge.

Grafton,—  
land.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill authorizing the Department of Fish and Game to exchange a parcel of land in the town of Grafton in return for the conveyance of other property in the same town (House, No. 3775), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, reported that the matter be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting for a second reading.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

Commercial  
vehicles.

Relative to requiring insurance for taxicabs and commercial vehicles (House, No. 854);

Anti-arson.

Relative to the anti-arson application for dwelling policies (House, No. 886);

Non-profits,—  
transportation.

Relative to encouraging volunteerism for non-profit organizations providing transportation options for seniors (House, No. 949);

Housing,—  
diversity.

Relative to promoting local housing initiatives for economically diverse households (House, No. 1153);

Jail officers.

Relative to sons and daughters of corrections [sic] officers (House, No. 2222);

Boston Fair  
Housing.

Amending the Boston Fair Housing Commission's power to enforce by judicial power the provisions of Title VIII (House, No. 3625) [Local Approval Received]; and

Winchester,—  
Kenneth  
Albertelli.

Authorizing the town of Winchester to continue employment of police chief Kenneth C. Albertelli (House, No. 3791) [Local Approval Received];

Severally placed in the Orders of the Day for the next sitting for a second reading.

*Engrossed Bill.*

Bill  
enacted.

The engrossed Bill establishing a sick leave bank for Richard Maynard, an employee of the Trial Court (see Senate, No. 2000) (which originated in the Senate), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

*Orders of the Day.*

Third  
reading  
bill.

The House Bill relative to the parks and recreation commission in the town of Hardwick (House, No. 3818) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Real estate  
appraisal.

The House Bill to regulate real estate appraisal management companies (House, No. 3849), reported by the committee on Bills in the Third Reading be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Costello of Newburyport moved to amend it in section 2, in lines 103 and 104, by inserting after the word "broker", in each instance, the words "or salesperson"; and the amendments were adopted.

Mr. Dempsey of Haverhill then moved to amend the bill in section 2, in lines 344 to 357, inclusive, by striking out the three paragraphs contained in those lines and inserting in place thereof the following three paragraphs:

“(a) The board may conduct investigations and examinations for the purposes of:

(1) initial registration, registration renewal, registration suspension, registration conditioning, registration revocation or termination, or general or specific inquiry or investigation to determine compliance with sections 265, 267, 268, 269, 270, 272, 273, 274 and 275. The board may access, receive and use any books, accounts, records, files, documents, information or evidence including, but not limited to: (i) criminal, civil and administrative history information, including non-conviction data as specified in applicable provisions of the General Laws; and (ii) any other documents, information or evidence the board deems relevant to the inquiry or investigation regardless of the location, possession, control or custody of the documents, information or evidence; and

(2) investigating violations or complaints arising under sections 265, 267, 268, 269, 270, 272, 273, 274 and 275, or for the purposes of examination, the board may review, investigate or examine any licensee, individual or person subject to said sections 265, 267, 268, 269, 270, 272, 273, 274 and 275, in order to carry out the purposes set forth therein.”

The amendment was adopted; and the bill, as amended, was passed to be engrossed. The bill (House, No. 3849, amended) then was sent to the Senate for concurrence.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

*Ordered,* That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

Next  
sitting.

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At twenty-four minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.